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COURT OF APPEAL, FOURTH APPELLATE DISTRICT

DIVISION ONE

STATE OF CALIFORNIA

THE PEOPLE,

Plaintiff and Respondent,

v.

HAROLD LEE EDWARDS, JR.,

Defendant and Appellant.

D065855

(Super. Ct. No. SCD240289)

APPEAL from a judgment of the Superior Court of San Diego County, Dwayne K. Moring, Judge. Affirmed.

Sheila Quinlan, under appointment by the Court of Appeal, for Defendant and Appellant.

No appearance for Plaintiff and Respondent.

Defendant Harold Lee Edwards, Jr., was charged with one count of unlawfully possessing marijuana for sale (Health & Saf., Code § 11359) and an allegation he suffered a prior serious or violent felony conviction (Pen. Code, §§ 667, subds. (b)-(i), 1170.12 & 668). Edwards, represented by Deputy Public Defender Haughton, entered

into a plea bargain with the prosecution pursuant to which Edwards pleaded guilty to the charged offense; as part of the plea agreement, the prosecution agreed to request no more than one year at sentencing, and the court indicated it would consider a 180 day lid and alternatives to custody. Edwards agreed to those terms and pleaded guilty to the charged offense, and the court granted the prosecution's motion to dismiss the remainder of the allegations.

Nearly two years later, Edwards moved to withdraw his guilty plea, alleging he never attended a court appearance with Deputy Public Defender Haughton, never signed the change of plea form in this case, and someone else forged his signature on that form. However, at the hearing on Edwards's motion to withdraw his guilty plea, Deputy Public Defender Haughton appeared and identified Edwards as the person he represented at the time of the change of plea. The trial court denied the motion and sentenced Edwards to three years of formal probation, 180 days in custody (with credit for 632 days) and ordered payment of various fines and fees.

Edwards subsequently filed a notice of appeal. We affirm the judgment.

FACTS

On April 9, 2012, Edwards unlawfully possessed marijuana for sale.

DISCUSSION

Appointed appellate counsel has filed a brief summarizing the proceedings below. Counsel presents no argument for reversal, but asks this court to review the record for error as mandated by *People v. Wende* (1979) 25 Cal.3d 436 and *Anders v. California* (1967) 386 U.S. 738. Counsel has identified as possible, but not arguable, issues:

whether the trial court abused its discretion by denying Edwards's motion to withdraw his guilty plea, and whether there was error in imposing various fines and fees at sentencing.

We granted Edwards permission to file a supplemental brief on his own behalf, but he has not responded. A review of the record pursuant to *People v. Wende, supra*, 25 Cal.3d 436 and *Anders v. California, supra*, 386 U.S. 738 has disclosed no reasonably arguable appellate issues. Edwards has been competently represented by counsel on this appeal.

DISPOSITION

The order is affirmed.

McDONALD, J.

WE CONCUR:

NARES, Acting P. J.

McINTYRE, J.